

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 09, 2004

DIVISION TWO

B158538 Kavajecz (Not for Publication)
v.
Evanston Insurance Company

The judgment is affirmed. Respondent is awarded its costs on appeal.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

122624-04

THE HONORABLE LAURENCE D. RUBIN, Associate Justice of the Court of Appeal, Second Appellate District, **Division Eight**, is hereby assigned to assist the Court of Appeal, Second Appellate District, **Division Two**, as a justice thereof, on the following date(s):

April 19, 2004

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, in necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

April 7, 2004

Ronald M George
Chief Justice of California and
Chairperson of the Judicial council

April 9, 2004 (Continued)

DIVISION THREE

B159339 Schneider (Not for Publication)

V.

The Boeing North American Company

The judgment is affirmed. Company is entitled to costs on appeal.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B168199 Professional Collection Consultants Inc. (Not for Publication)

V.

Griffis, et al.

The judgment of dismissal is reversed with regard to the fourth, fifth, sixth, and seventh causes of action. The judgment is affirmed with regard to the first, second, and third causes of action. The cause is remanded to the trial court with instructions to vacate its order sustaining the demurrers to the fourth, fifth, sixth, and seventh causes of action, and to enter a new order overruling them. Appellant shall have its costs on appeal.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

DIVISION FOUR (Continued)

B164795 Truck Insurance Exchange, et al. (Not for Publication)
 v.
 Fireman's Fund Insurance Company

The judgment is affirmed. Respondents shall have their costs on appeal.

Hastings, J.

We concur: Epstein, Acting P.J.
 Curry, J.

B164995 Gonzalez, et al. (Not for Publication)
 v.
 Mony Life Insurance, et al.

The judgment is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.
 Hastings, J.

B161680 Roper, et al. (Not for Publication)
 v.
 TIG Insurance Company

The trial court's order of April 22, 2002, is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.
 Hastings, J.

April 9, 2004 (Continued)

DIVISION FOUR (Continued)

122588-04

THE HONORABLE JUDITH MEISELS ASHMANN-GERST,
Associate Justice of the Court of Appeal, Second Appellate District,
Division Two, is hereby assigned to assist the Court of Appeal, Second
Appellate District, **Division FOUR**, as a justice thereof, on the following
date(s):

April 16, 2004

and until completion and disposition of all causes and matters submitted
pursuant to this assignment including, in necessary by reason of a vacancy
or disqualification of a Court of Appeal justice, all petitions for rehearing
arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be
composed of two justices pro tempore.

April 5, 2004

Ronald M George
Chief Justice of California and
Chairperson of the Judicial council

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Grignon, J., Mosk, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B168693 People v. Jeffrey Lopez
B166593 People v. Ronnie P.
B168501 People v. Larry Stewart
B169934 People v. Jacobo Rodarte
B170872 People v. Jamaal Wallace

DIVISION FIVE (Continued)

Each of the following (continued):

B166217 People v. Angele Estrada
B167236 People v. Demetrious Lonzell Green

Argument waived, cause submitted.

B172400 City of Carson
 v.
 Odyssey Transportation, Inc., et al.

Merits:
Argued by George M. Wallace for appellants and by T. Peter Pierce for respondent. Cause to be submitted upon the filing of the additional record on appeal.

B170404 Roger M. Lindmard
 v.
 James M. Osborn, et al.

Merits:
Argued by Appellant Roger M. Lindmar, in propria persona and no appearance for respondent. Cause submitted.

B167032 Dial 800, LLC, et al.
 v.
 David Fesbinder, et al.

Merits:
Argued by Howard S. Fredman for appellants and no appearance by respondents. Cause submitted.

DIVISION FIVE (Continued)

B168208 Pacific West Commercial & Industrial Inc.
v.
Linda Harding

Merits:
Argued by Robert D. McKinley for appellant and by Jerry K. Staub for respondent. Cause submitted.

Court recessed.

Court reconvened at 11:00 a.m.

Present: Grignon, Acting P.J., Armstrong, J., Mosk, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B168915 People v. Troy Strand
B172717 Joseph G. v. S.C.L.A (DCFS)

Argument waived, cause submitted.

B166155 People
v.
Wilson Adam Schooley

Merits:
Argued by Alan D. Tate, Deputy Attorney General for respondent and there being no appearance for appellant. Cause submitted.

B167120 People
v.
Jay Crider

Merits:
Argued by Robert S. Gerstein for appellant and by Kenneth N. Sokoler, Deputy Attorney General for respondent. Cause submitted.

DIVISION FIVE (Continued)

B162802 Beverly Greenberg
 v.
 Alta Healthcare System, LLC, et al.

Merits:
Argued by John Elson for appellant and by Christine T. Hoeffner for respondents. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Grignon, Acting P.J., Armstrong, J., Mosk, J. and Zaida G. Heraldez, Deputy Clerk.

B164017 Karl Louis Sullivan
 v.
 Ann-Christine Hellgren, et al.

Merits:
Argued by Peggy Garrity for appellants and by Gregory J. Khougaz for respondent. Cause submitted.

B162877 PZ Plastering Inc.
 v.
 ECC Construction, Inc., et al.

Merits:
Argued by Edward L. Xanders for appellants and by Lisa F. Rosenthal for respondent. Cause submitted.

B163362 Brenda Kaupp
 v.
 FBC Industries, et al.

Merits:
Argued by David H. Greenberg for appellant and by Karl Nelson Haws for respondents. Cause submitted.

April 9, 2004 (Continued)

DIVISION FIVE (Continued)

Court adjourned.

DIVISION SIX

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| B171168 | Braunheim v. Braunheim In Re: The Biaggini Trust |
| B171238 | Braunheim v. Braunheim, et al. In Re: The Benton Ranch Trust |
| B171278 | Braunheim v. Braunheim |

Filed order consolidating above captioned appeals.

DIVISION SEVEN

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| B169696 | Magteec Investments Co. v. Ly |
| B1171946 | Magteec Investments Co. v. Ly |

Filed order consolidating above captioned appeals.